

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 IN RE BEXTRA AND CELEBREX
12 MARKETING, SALES PRACTICES AND
13 PRODUCT LIABILITY LITIGATION,

No. MDL 05-01699 CRB

**ORDER GRANTING MOTION TO
WITHDRAW AS COUNSEL AND
DISMISSING CLAIMS FOR A
FAILURE TO PROSECUTE**

14 This document relates to:

15 Byron Arthur, 06-2682 CRB

17 On August 7, 2007, the Court issued an Order To Show Cause directing plaintiff to
18 show cause as to why (1) his counsel's motion to withdraw should not be granted; and (2)
19 plaintiff's claims should not be dismissed for a lack of prosecution. In particular, the Court
20 directed plaintiff to notify the Court in writing on or before August 30, 2007 of the reasons
21 the withdrawal should not be granted or the case dismissed if plaintiff wished to contest
22 either action. As of the date of this Order, plaintiff has not responded to the Court's August
23 7, 2007 Order and has not otherwise communicated with the Court. Accordingly, plaintiff's
24 counsel's motion to withdraw is GRANTED and plaintiff's claims are dismissed with
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1 prejudice for a failure to prosecute.

2 **IT IS SO ORDERED.**

3 Dated: September 19, 2007



CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE